



Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: **[INSERT CASE NAME]**
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: EMILIO LABOY

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS LABOY PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES AND SPECIFICATIONS, DATED 03/23/2009:

1. MOS LABOY, WHILE OFF DUTY AND ASSIGNED TO THE PATROL BOROUGH STATEN ISLAND IMPACT RESPONSE TEAM, ON OR ABOUT DECEMBER 14, 2008, AND HAVING BEEN INVOLVED IN A POLICE INCIDENT FAILED AND NEGLECTED TO NOTIFY HIS COMMANDING OFFICER, AS REQUIRED.
2. MOS LABOY, DATE AND LOCATION KNOWN TO THE DEPARTMENT, WAS NOT IN POSSESSION OF HIS DEPARTMENT SHIELD WHILE HE WAS ARMED WITH HIS FIREARM.
3. MOS LABOY, ASSIGNED TO THE PATROL BOROUGH STATEN ISLAND IMPACT RESPONSE TEAM, DATE AND LOCATION KNOWN TO THE DEPARTMENT, HAVING BEEN MADE AWARE OF AN ALLEGATION OF CORRUPTION OR OTHER MISCONDUCT AGAINST ANOTHER MEMBER OF SERVICE FAILED TO NOTIFY THE INTERNAL AFFAIRS BUREAU, AS REQUIRED.
4. MOS LABOY, ASSIGNED TO THE PATROL BOROUGH STATEN ISLAND IMPACT RESPONSE TEAM, DATE AND LOCATION KNOWN TO THE DEPARTMENT, DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, IN THAT SAID PPO DID FAIL TO DISCLOSE HIS COMPLETE INVOLVEMENT IN AN UNUSUAL POLICE OCCURRENCE.

CASE STATUS: CLOSED ON 05/25/2010

ACTION TAKEN: FORFEITURE OF TWENTY-FIVE (25) VACATION DAYS

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 03/07/2011, AGAINST MOS LABOY:
ALLEGATION:

1. MEMOBOOK INCOMPLETE.

CASE STATUS: CLOSED ON 03/14/2012

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 3:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Brian Clarke et al	518013/2017	Sup. Ct. Kings Cty	9-18-17		<i>PENDING (next date 6-11-19)</i>
Jamaal Haynes et al	12-CV-2908	E.D.N.Y.	6-8-12	5-20-14	Settlement, without admission of fault or liability
King B. Best	12-CV-2624	E.D.N.Y.	5-4-12	12-19-12	Settlement, without admission of fault or liability
Eddie McMaster	12-CV-1566	E.D.N.Y.	3-2-12	8-23-13	Settlement, without admission of fault or liability

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 2, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 4:

CCRB CASE: 201305995

REPORT DATE: 07/05/2013

[REDACTED]
[REDACTED]
[REDACTED]

Eric Gonzalez
District Attorney
Kings County